



General Assembly

February Session, 2016

Substitute Bill No. 5287



AN ACT CONCERNING MEDICAID ELIGIBILITY FOR HOME-CARE SERVICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (h) of section 17b-342 of the 2016 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective July 1, 2016*):

4 (h) An individual who is otherwise eligible for services pursuant to
5 this section shall, as a condition of participation in the program, apply
6 for medical assistance benefits pursuant to section 17b-260 when
7 requested to do so by the department and shall accept such benefits if
8 determined eligible. The Commissioner of Social Services, in
9 accordance with 42 CFR 435.915, shall provide payments for Medicaid-
10 eligible services under the medical assistance program retroactive not
11 more than three months from the date an eligible individual applied
12 for such assistance, provided such applicant has not made a transfer of
13 assets for less than fair market value in the sixty months before
14 applying. If the applicant has made such a transfer, the commissioner,
15 in accordance with 42 USC 1396p(c)(1)(D)(ii), as amended from time to
16 time, shall begin any penalty period on the later of (1) the first day of
17 the month during or after the date of the transfer that resulted in the
18 penalty period, or (2) the date an otherwise eligible applicant applied
19 for medical assistance and would have been receiving such assistance
20 but for the imposition of a penalty period. For purposes of this

- 21 subsection, "penalty period" has the same meaning as provided in
22 section 17b-261q.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>July 1, 2016</i>	17b-342(h)
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Statement of Legislative Commissioners:

In Section 1(h), "eligible person" was changed to "eligible individual" for internal consistency.

AGE *Joint Favorable Subst. -LCO*